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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

DONALD MASTERS,) No. 5:07-cv-03792-JW
Plaintiff,)
vs.) STIPULATION AND
BOSTON SCIENTIFIC CORPORATION,) [PROPOSED] AMENDMENT TO
BOSYON SCIENTIFIC CORPORATION 2000) SCHEDULING ORDER
LONG TERM INCENTIVE PLAN) FOR INITIAL CASE
and DOES 1-50,) MANAGEMENT CONFERENCE
Defendant.) AND ADR DEADLINE
Date: February 25, 2007
Time: 10:00 a.m.
Courtroom 8, 4th Floor SJ

**STIPULATION AND [PROPOSED] AMENDMENT TO SCHEDULING ORDER FOR
INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINE**

WHEREAS, this case was recently reassigned to the Honorable James Ware;

WHEREAS, the Clerk's Notice of Impending Reassignment set the Case Management Conference for 10:00 a.m., Monday, November 5, 2007 and set the date for submitting the Joint Case Management Statement and Proposed Order as October 29, 2007;

THEREFORE, all parties and their counsel stipulate to and request the Court's approval of the following extension of the Court's Initial Order Setting Initial Case Management Conference and ADR Deadlines.

CASE SCHEDULE –ADR MULTI-OPTION PROGRAM

Date	Event	Governing Rule
9 10 11 12 13 14 15 16 17 18	2/4/2008 Last day to: <ul style="list-style-type: none"> • meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan • file Joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference 2/18/2008 Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per attached Standing Order re Contents of Joint Case Management Statement (also available at http://www.cand.uscourts.gov) 2/25/2008 INITIAL CASE MANAGEMENT CONFERENCE (CMC) in Courtroom 8, 4 th Floor SJ at 10:00 a.m.	<u>FRCivP 26(f) & ADR L.R. 3-5</u> <u>Civil L.R. 16-8</u> <u>FRCivP 26(a)(1)</u> <u>Civil L.R. 16-9</u> <u>Civil L.R. 16-10</u>

/s/ Robert B. Nichols

Robert B. Nichols
Attorney for Plaintiff
Donald Masters

/s/ Thomas E Kuhnle

Thomas E. Kuhnle
Attorney for Defendant
Boston Scientific Corporation

[Proposed]

[PROPOSED] ORDER AMENDING SCHEDULING ORDER FOR INITIAL CASE MANAGEMENT CONFERENCE AND ADR DEADLINES

IT IS ORDERED THAT the Case Schedule is amended as follows:

CASE SCHEDULE –ADR MULTI-OPTION PROGRAM

Date	Event	Governing Rule
2/4/2008	Last day to: <ul style="list-style-type: none"> • meet and confer re: initial disclosures, early settlement, ADR process selection, and discovery plan • file Joint ADR Certification with Stipulation to ADR Process or Notice of Need for ADR Phone Conference 	FRCivP 26(f) & ADR L.R. 3-5 Civil L.R. 16-8
2/18/2008	Last day to file Rule 26(f) Report, complete initial disclosures or state objection in Rule 26(f) Report and file Case Management Statement per attached Standing Order re Contents of Joint Case Management Statement (also available at http://www.cand.uscourts.gov)	FRCivP 26(a)(1) Civil L.R. 16-9
2/25/2008	INITIAL CASE MANAGEMENT CONFERENCE (CMC) in Courtroom 8, 4 th Floor SJ at 10:00 a.m.	Civil L.R. 16-10
	The Case Management is continued from November 5, 2007 to February 25, 2008. The parties shall file a joint case management conference statement by 2/15/2008.	

Date: October 4, 2007



JAMES W. WARE
UNITED STATES DISTRICT JUDGE